

DISTRICT OF COLUMBIA

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ALCOHOLIC BEVERAGE CONTROL BOARD

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ROLL CALL HEARING

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IN THE MATTER OF:	*
	*
Kovaler, LLC	*
t/a Veranda	*
1100 P Street, NW	*
Retailer CR - ANC-2F	*
License No. ABRA-073443	*
Case #15-PRO-00085	*
	*
(Substantial Change - Change	*
in License Class from CR	*
(Restaurant) to CT (Tavern)	*

September 14, 2015

The Alcoholic Beverage Control Board
met in the Alcoholic Beverage Control Hearing
Room, Reeves Building, 2000 14th Street, N.W.,
Suite 400S, Washington, D.C. 20009, Ms. LaVerne
Fletcher, Agent, presiding.

1 P-R-O-C-E-E-D-I-N-G-S

2 10:12 a.m.

3 AGENT FLETCHER: Would the parties
4 in the matter of Veranda, please, come forward?
5 The parties in the matter of Veranda. This is
6 Case No. 15-PRO-00085, Kovaler, LLC t/a Veranda,
7 1100 P Street, N.W., License No. ABRA-073443.

8 This is a Retailer Class CR
9 substantial change. A change in license class
10 from CR (restaurant) to CT (tavern).

11 The protest issues are adverse
12 impact on peace, order and quiet; real property
13 values; and residential parking and vehicular
14 and pedestrian safety.

15 My name is LaVerne Fletcher. I'm
16 conducting the Roll Call Hearing as the Board's
17 Agent pursuant to D.C. Official Code 1601.2.

18 Introductions beginning with the
19 applicant.

20 MR. WHELAN: Good morning again.
21 Stephen Whelan on behalf of Veranda.

22 AGENT FLETCHER: Good morning, Mr.

1 Whelan. And would you spell your name one more
2 time for the record?

3 MR. WHELAN: Sure. Stephen is S-T-
4 E-P-H-E-N and Whelan, W-H-E-L-A-N.

5 AGENT FLETCHER: Thank you. And
6 present on behalf of ANC-2F?

7 MR. FANNING: ANC-2F President, John
8 Fanning, Chairman.

9 AGENT FLETCHER: Thank you, Mr.
10 Fanning.

11 MR. FANNING: Thank you.

12 AGENT FLETCHER: And Mr. Fanning,
13 would you spell Fanning?

14 MR. FANNING: Sure. F, as in Frank,
15 A double N-I-N-G.

16 AGENT FLETCHER: Thank you.

17 MR. FANNING: Thank you.

18 AGENT FLETCHER: ANC-2F does have
19 standing as a protestant.

20 We need to set a date for a
21 mediation, a Status Hearing and a Protest
22 Hearing. And I'll give you the dates for the

1 Status and Protest Hearing first.

2 The Status Hearing is set for
3 October the 21st at 9:30 a.m. That's October
4 21st at 9:30. The Protest Hearing is set for
5 December the 2nd. December the 2nd at 4:30 p.m.

6 And let me give you the next
7 available date for mediation, which is Thursday,
8 September 24, that's the next available date for
9 mediation, at 9:00, 10:00 or 11:00. Is that
10 date --

11 MR. WHELAN: Not available.

12 AGENT FLETCHER: That's not
13 available, that's right. Let me move to the
14 week of -- well, let's try Monday, October 28 at
15 1:00. Is anybody available in the afternoon on
16 that day or should I move to the next week?

17 MR. WHELAN: I'm sorry, September
18 28th?

19 AGENT FLETCHER: Yes.

20 MR. WHELAN: That would be no
21 problem for me.

22 AGENT FLETCHER: Does that work for

1 you, Mr. Fanning?

2 MR. FANNING: September 28,
3 mediation hearing?

4 AGENT FLETCHER: Yes, at 1:00 in the
5 afternoon. That's okay?

6 MR. FANNING: 1:00 p.m.?

7 AGENT FLETCHER: Uh-huh.

8 MR. FANNING: Okay.

9 AGENT FLETCHER: So mediation is set
10 for Monday, September 28th at 1:00. Any
11 questions at all?

12 MR. FANNING: Yes, if I could just
13 go over, the Status Hearing is --

14 AGENT FLETCHER: Oh, yes. The --

15 MR. FANNING: -- October 21st at 9:30
16 a.m.?

17 AGENT FLETCHER: Yes.

18 MR. FANNING: The Protest Hearing is
19 scheduled for December the 2nd at 4:30 p.m.?

20 AGENT FLETCHER: Yes.

21 MR. FANNING: And the mediation
22 hearing is set/scheduled for Monday, September

1 28 at 1:00 p.m.?

2 AGENT FLETCHER: That's it.

3 MR. FANNING: Great.

4 AGENT FLETCHER: All right.

5 MR. WHELAN: Thank you.

6 AGENT FLETCHER: Okay. Thank you.

7 MR. FANNING: Yes, okay.

8 AGENT FLETCHER: See you then.

9 MR. FANNING: Thank you.

10 AGENT FLETCHER: Thank you.

11 MR. WHELAN: Appreciate it.

12 AGENT FLETCHER: All right.

13 (Whereupon, the Roll Call Hearing in
14 the above-entitled matter was concluded at 10:16
15 a.m.)
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A a.m 2:2 4:3 5:16 6:15 above-entitled 6:14 ABRA-073443 1:10 2:7 adverse 2:11 afternoon 4:15 5:5 Agent 1:18 2:3,17 2:22 3:5,9,12,16 3:18 4:12,19,22 5:4,7,9,14,17,20 6:2,4,6,8,10,12 Alcoholic 1:3,16,17 ANC-2F 1:10 3:6,7 3:18 anybody 4:15 applicant 2:19 Appreciate 6:11 available 4:7,8,11 4:13,15	date 3:20 4:7,8,10 dates 3:22 day 4:16 December 4:5,5 5:19 DISTRICT 1:1 double 3:15 E E-P-H-E-N 3:4 F F 3:14 Fanning 3:7,8,10 3:11,12,13,14,17 5:1,2,6,8,12,15,18 5:21 6:3,7,9 first 4:1 Fletcher 1:18 2:3 2:15,22 3:5,9,12 3:16,18 4:12,19 4:22 5:4,7,9,14,17 5:20 6:2,4,6,8,10 6:12 forward 2:4 Frank 3:14 G give 3:22 4:6 go 5:13 Good 2:20,22 Great 6:3 H hearing 1:5,17 2:16 3:21,22 4:1,2,4 5:3,13,18,22 6:13 I impact 2:12 Introductions 2:18 issues 2:11 J John 3:7 K Kovaler 1:8 2:6	L LaVerne 1:18 2:15 let's 4:14 license 1:10,12 2:7 2:9 LLC 1:8 2:6 M matter 1:7 2:4,5 6:14 mediation 3:21 4:7 4:9 5:3,9,21 met 1:17 Monday 4:14 5:10 5:22 morning 2:20,22 move 4:13,16 N N-I-N-G 3:15 N.W 1:17 2:7 name 2:15 3:1 need 3:20 NW 1:9 O October 4:3,3,14 5:15 Official 2:17 Oh 5:14 okay 5:5,8 6:6,7 order 2:12 P P 1:9 2:7 P-R-O-C-E-E-D-I-... 2:1 p.m 4:5 5:6,19 6:1 parking 2:13 parties 2:3,5 peace 2:12 pedestrian 2:14 please 2:4 present 3:6 President 3:7 presiding 1:18 problem 4:21 property 2:12	protest 2:11 3:21 4:1,4 5:18 protestant 3:19 pursuant 2:17 Q questions 5:11 quiet 2:12 R real 2:12 record 3:2 Reeves 1:17 residential 2:13 restaurant 1:13 2:10 Retailer 1:10 2:8 right 4:13 6:4,12 Roll 1:5 2:16 6:13 Room 1:17 S S-T 3:3 safety 2:14 scheduled 5:19 See 6:8 September 1:15 4:8 4:17 5:2,10,22 set 3:20 4:2,4 5:9 set/scheduled 5:22 sorry 4:17 spell 3:1,13 standing 3:19 Status 3:21 4:1,2 5:13 Stephen 2:21 3:3 Street 1:9,17 2:7 substantial 1:12 2:9 Suite 1:18 Sure 3:3,14 T t/a 1:9 2:6 tavern 1:13 2:10 Thank 3:5,9,11,16 3:17 6:5,6,9,10 Thursday 4:7 time 3:2
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try 4:14

U

Uh-huh 5:7

V

values 2:13

vehicular 2:13

Veranda 1:9 2:4,5,6
2:21

W

W-H-E-L-A-N 3:4

Washington 1:18

week 4:14,16

Whelan 2:20,21 3:1

3:3,4 4:11,17,20

6:5,11

work 4:22

X

Y

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1:00 4:15 5:4,6,10
6:1

10:00 4:9

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11:00 4:9

1100 1:9 2:7

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14th 1:17

15-PRO-00085 1:11
2:6

1601.2 2:17

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20009 1:18

2015 1:15

21st 4:3,4 5:15

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28th 4:18 5:10

2nd 4:5,5 5:19

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4:30 4:5 5:19

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9:00 4:9

9:30 4:3,4 5:15